

NOV-14-2003 FRI 02:54 PM

FAX NO.

P. 01

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NOV 14 2003

FACSIMILE COVER SHEET

Examiner: Edward J. Webman **Group:** 1617

Date: November 14, 2003

Client Code: 1733

Facsimile No.: 1-703-872-9306

From: Susan M. Abelleira

Susan M. Abelleira 42,252

Subject: Paper: Previously filed Amendment, Petition for Extension of Time, Amendment Fee Transmittal, and Terminal Disclaimer with Statement under 37 CFR §3.73(b), all filed under Certificate of Mailing procedure on October 1, 2003. Copy of Postcard Receipt stamped Oct 03 2003.

Docket No.: 1733.1004-014

Applicants: Mark A. Tracy, Howard Bernstein and M. Amin Khan

Serial No.: 10/092,365

Filing Date: March 6, 2002

Number of pages including this cover sheet: 10

Please confirm receipt of facsimile: Yes XX No

Comments:

Dear Examiner Webman:

As requested, attached are copies of the Amendment and related papers as listed above, all of which were filed on October 1, 2003.

Privileged and Confidential - All information transmitted hereby is intended only for the use of the addressee(s) named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any distribution or copying of this communication is strictly prohibited. Anyone who received this communication in error is asked to notify us immediately by telephone and to destroy the original message or return it to us at the above address via first class mail.

Initials: DEB/SMA/dlm Docket No.: 1733.1004-014 Date: 10/1/03

This is to acknowledge receipt of the following documents each filed under Certificate of Mailing Procedure 37 C.F.R. 1.8:

- ☒ Amendment/Reply Fee Letter w/copy ☒ Pet Ext Time w/copy
☒ AMENDMENT
____ AMENDMENT AFTER FINAL ACTION
____ Replacement Sheets [] Sheets
____ Annotated Marked-Up Drawings [] Sheets
☒ Check for \$ 1,060 Auth to charge fees
☒ Other Copy of Executed Terminal Disclaimers under 37 C.F.R. §1.321(c) and
Executed Statement Under 37 C.F.R. §3.77(b)

Applicant: Mark A. Tracy, et al.
Application No.: 10/092,365
Title: "Controlled Release of Metal..."

OCT 03 2003

Filed: March 6, 2002

Date received by the PTO:
::ODMA\HODMA\JM.mrg:424207:1

@F:\Desktop\ODMA\MI\ODMA\Manager\424210\1
PATENT APPLICATION

DOCKET NO.: 1733.1004-014

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILE COPY

Applicant: Mark A. Tracy, Howard Bernstein and M. Amin Khan
Application No.: 10/092,365 Group: 1617
Filed: March 6, 2002 Examiner: Webman, E.J.
Confirmation No.: 9746
For: CONTROLLED RELEASE OF METAL CATION-STABILIZED INTERFERON

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
10/1/03	Wendy Morrissey
Date	Signature
Wendy Morrissey	
Typed or printed name of person signing certificate	

PETITION FOR EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions the Commissioner for Patents to extend the time for filing a Reply to the Office Action dated April 1, 2003 for 3 months from July 1, 2003 to October 1, 2003.

	<u>Small Entity</u>	<u>Other than Small Entity</u>
1 month -	\$ 55	\$ 110
2 months -	\$ 210	\$ 420
3 months -	\$ 475	X \$ 950
4 months -	\$ 740	\$1,480
5 months -	\$1,005	\$2,010

- ☒ A check is enclosed in the amount of the extension fee indicated above, or the extension fee has been included in the check with the accompanying Reply.
- ☐ Please charge Deposit Account No. 08-0380 in the amount of \$[] to cover the cost of the extension fee.

Any deficiency or overpayment should be charged or credited to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Susan M. Abelleira
Susan M. Abelleira
Registration No. 42,252
Telephone (978) 341-0036
Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: October 1, 2003

QDMA\MAIL\ODMAN\Manage\423885\1
DEB/SMA/dlm
October 1, 2003

PATENT APPLICATION
DOCKET NO. 1733.1004-014

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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NOV 14 2003

OFFICIAL

Applicant: Mark A. Tracy, Howard Bernstein and M. Amin Khan
Application No.: 10/092,365 Group: 1617
Filed: March 6, 2002 Examiner: Webman, E.J.
Confirmation No.: 9746
For: Controlled Release of Metal Cation-Stabilized Interferon

CERTIFICATE OF MAILING OR TRANSMISSION	
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10/1/03	Wendy Morrissey
Date	Signature
Wendy Morrissey	
Typed or printed name of person signing certificate	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for filing in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR
TOTAL	10	MINUS * 20
INDEP	1	MINUS ** 3
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM		

* not fewer than 20
** not fewer than 3

SMALL ENTITY	
RATE	ADDIT. FEE
X \$9	\$
X \$42	\$
+ \$140	\$

TOTAL = \$ 0

OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE
X \$18	\$ 0
X \$84	\$ 0
+ \$280	\$

TOTAL = \$ 0

10/092,365

-2-

Please charge Deposit Account No. 08-0380 for the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	_____
<input type="checkbox"/>	Amendment Fee	\$	_____
<input type="checkbox"/>	Other Fees:	\$	_____
	_____	\$	_____
	_____	\$	_____
	TOTAL:	\$	<u>0</u>

A check is enclosed in payment of the following fees:

<input checked="" type="checkbox"/>	Petition for 3 month Extension of Time	\$	<u>950</u>
<input type="checkbox"/>	Amendment Fee	\$	_____
<input checked="" type="checkbox"/>	Other Fees:		
	Terminal Disclaimer	\$	<u>110</u>
	_____	\$	_____
	TOTAL:	\$	<u>1060</u>

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Susan M. Abelleira
Susan M. Abelleira
Registration No.: 42,252
Telephone (978) 341-0036
Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: October 1, 2003